

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DEVON ROBERT WEAVER	:	CIVIL ACTION
	:	
v.	:	
	:	
LEE ESTOCK, THE DISTRICT	:	
ATTORNEY OF THE COUNTY OF	:	
BERKS and THE ATTORNEY GENERAL	:	
OF THE STATE OF PENNSYLVANIA	:	NO. 19-5430

ORDER

NOW, this 26th day of October, 2020, upon consideration of the Petition Under 28 U.S.C. § 2254 For Writ of *Habeas Corpus* By A Person in State Custody (Doc. No. 1), the respondents' response to the Petition, and the Report and Recommendation filed by United States Magistrate Judge Timothy R. Rice (Document No. 10) , and no objections to the Report and Recommendation having been filed, and after a thorough and independent review of the record, it is **ORDERED** that:

1. The Report and Recommendation of Magistrate Judge Timothy R. Rice is **APPROVED** and **ADOPTED**;
2. The Petition for Writ of *Habeas Corpus* is **DENIED WITH PREJUDICE**; and
3. There is no probable cause to issue a certificate of appealability.

/s/ TIMOTHY J. SAVAGE J.